

RESOLUTION NO. 203810 SEP 23 1971

WHEREAS, MARIE B. KRAUSE, Owner, "Applicant," filed an application for an extension of time on a yard variance granted June 7, 1967 under Zoning Administrator Case No. 8147 to construct a six-unit apartment building observing a five-foot front yard on Coronado Avenue, where a 15-foot front yard is required, and to provide 75 sq. ft. of landscaping between the front of the building and the front property line along Sunset Cliffs Boulevard, where 200 sq. ft. of landscaping is required, at 1641 Sunset Cliffs Boulevard, more particularly described as the northeasterly 50 feet of Lots 45 through 48, Block 38, Ocean Beach, in the R-4 Zone; and

WHEREAS, the Zoning Administrator of The City of San Diego held a public hearing on Zoning Administrator Case No. 8147 pursuant to Section 101.0502 of the San Diego Municipal Code on June 25, 1971, and denied the request for an extension of time on said variance, which decision was filed in the office of the City Clerk on July 6, 1971; and

WHEREAS, Byrl D. Phelps, Agent for Applicant, appealed the decision of the Zoning Administrator to the Board of Zoning Appeals pursuant to Section 101.0504 of the San Diego Municipal Code; and

WHEREAS, the Board of Zoning Appeals on August 9, 1971, upheld the decision of the Zoning Administrator under Case No. 8147, and denied the request for an extension of time on said variance and filed the same in the office of the City

Clerk on August 20, 1971; and

WHEREAS, pursuant to the provisions of Section 101.0505 of the San Diego Municipal Code, Applicant filed an appeal from the decision of the Board of Zoning Appeals to the City Council on August 16, 1971; and

WHEREAS, said appeal was set for public hearing on September 23, 1971, testimony having been heard and evidence having been submitted, and the City Council having fully considered the matter and being fully advised concerning the same; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, as follows:

That all of the following facts exist with respect to the denial of the extension of time on the yard variance to MARIE B. KRAUSE:

1. There are no special circumstances or conditions applying to the land or buildings for which the adjustment is sought, which circumstances or conditions are peculiar to such land or buildings and do not apply generally to the land or buildings in the neighborhood.
2. The aforesaid circumstances or conditions are such that the strict application of the provisions of the ordinance would not deprive the applicant of the reasonable use of the land or buildings.


3. The granting of the variance would not be in harmony with the general purpose and intent of the zoning regulations and would be injurious to the neighborhood or otherwise detrimental to the public welfare.

4. The granting of the variance would adversely affect the Progress Guide and General Plan for The City of San Diego.

The above findings are further supported by the minutes, tape of the proceedings, maps and exhibits, all of which are herein incorporated by reference.

BE IT FURTHER RESOLVED, that by a vote of 6 to 0 the City Council hereby denies the appeal of MARIE B. KRAUSE from the decision of the Board of Zoning Appeals denying an extension of time on a yard variance.

APPROVED: JOHN W. WITT, City Attorney

By 
C. Alan Sumption, Deputy

CAS:cav
10/7/71

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SAN DIEGO, CALIF. RR

Passed and adopted by the Council of The City of San Diego on SEP 23 1971,
by the following vote:

Councilmen	Yeas	Nays	Excused	Absent
Helen Cobb	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sam T. Loftin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henry L. Landt	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Floyd L. Morrow	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Bob Martinet	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Allen Hitch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Mike Schaefer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Frank Curran	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

FRANK CURRAN
Mayor of The City of San Diego, California.

EDWARD NIELSEN

City Clerk of The City of San Diego, California.

(Seal)

By Judith A. Dillon, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number 203810 Adopted SEP 23 1971
eh